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JC658 U.S. PTO
05/28/99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 62386

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

JC649 U.S. PTO
09/322579
05/28/99

Sir:

1. This is a request for filing a:

(X) Continuation-in-part Application Under 37 CFR §1.53(b)

of pending prior application no. 08/798,516 filed on February 10, 1997 for DEVICE
AND METHOD FOR ELIMINATING ADIPOSE LAYERS BY MEANS OF LASER
ENERGY wherein the inventors are:

Cesare PAOLINI
Maurizio MAIDA
Fabrizio MENCARELLI

Using the enclosed specification of 16 pages and 20 claims.

The entire disclosure of the above mentioned pending prior application, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

2. Prior Application Information: Examiner: R. Nasser
Group/Art Unit: 3736

08/798,516

05/28/99
JC658 U.S. PTO

3. X The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELED BY AMENDMENT

	<u>FILED</u>	<u>EXTRA</u>	<u>RATE</u>	<u>FEE</u>
Total claims	20	0	\$22/\$11	\$0.00
Independent Claims	3	0	\$82/\$41	\$0.00

Multiple Dependant Claims No

Basic Filing Fee: \$ 380.00

Total Filing Fee: \$380.00

4. X The Commissioner is hereby authorized to charge any fees which may be required, or to credit any overpayment to our Deposit Account No. 13-0410.
5. X A check in the amount of \$ 380.00 is enclosed.
6. — Cancel claims
7. X Amend the specification by inserting before the first line the sentence:
-- This is a continuation-in-part of application Serial No. 08/798,516 filed February 10, 1997, and the entire disclosure of this prior application is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.--
8. X Formal drawings are enclosed.
[Total Sheets: 1]
9. X The prior application is assigned to EL.EN. S.p.A., as recorded under Reel 8459 and Frame 0800 . A copy of this assignment is enclosed and this assignment carries over to the present application.
10. X Oath or Declaration [Total Pages: 3]
- a. X Newly Executed (original or copy)
- b. — Copy from a prior application (37 C.F.R. § 1.63(d))
11. X Any Convention priority claimed in the parent application is hereby claimed for this application.

12. A preliminary amendment is attached.
13. X Small Entity status as claimed in the parent application is still proper and hereby claimed for this application. Another Small Entity document is enclosed.

14. ACCOMPANYING APPLICATION PARTS

- English Translation Document
- Information Disclosure Statement/PTO Form 1449
- Copies of IDS Citations
- X Return Receipt Postcard (MPEP 503)
- Certified Copy of Priority Document
- Request for Reconsideration
- X Other Appendix

15. X CORRESPONDENCE ADDRESS BELOW:

McGLEW AND TUTTLE
John James McGlew
Scarborough Station
Scarborough, New York 10510-0827
United States

Telephone: (914) 941-5600 Fax: (914) 941-5855

Name: Theobald Dengler Reg. No.: 34,575

Signature: *Theobald Dengler* Date: May 28, 1999

TD:tf
62386.6

DATED: May 28, 1999
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231, No. EL314932518US ON May 28, 1999

McGLEW AND TUTTLE, P.C., SCARBOROUGH STATION,
SCARBOROUGH, NEW YORK 10510-0827

By: *Jonathan Forte* Date: May 28, 1999

REGISTERED PATENT ATTORNEY

JOHN JAMES McGLEW J.D., NY, NJ, DC BARS

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Hon. Commissioner of Patents
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Washington, D.C. 20231

Re: ATTORNEY DOCKET: 62386

Sir:

Attached please find the complete application papers and fees in the above-identified application which are being placed in the U.S. Mail today, May 28, 1999, as Express Mail number EL314932518US.

A copy of the Express Mail receipt is also attached.

Respectfully submitted
for Applicant(s),

By:



Theobald Dengler
Reg. No. 34,575
McGLEW AND TUTTLE, P.C.

TD:tf

Enclosures - Complete Application Papers and Fees
- Copy of Express Mail Receipt

DATED: May 28, 1999
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

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BY: Jonian Forte DATE: May 28, 1999

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